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Filed

FEB 14 2013

RICHARD W. WIEKING  
CLERK U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE

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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

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UNITED STATES OF AMERICA, ) No. CR 09-01195 EJD  
Plaintiff, ) STIPULATION AND [PROPOSED]  
vs. ) ORDER TO MODIFY CONDITIONS OF  
LLOYD MYERS, ) PRETRIAL RELEASE  
Defendant. ) HON. PAUL S. GREWAL

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STIPULATION

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Defendant Lloyd Myers and the government, through their respective counsel, Assistant Federal Public Defender Varell L. Fuller, and Assistant United States Attorney Timothy J. Lucey, stipulate and agree, subject to the Court's approval, to modify the defendant's previously set pretrial release conditions to permit his travel to the Central District of California and the District of Arizona, as permitted by Pretrial Services.

Mr. Myers has pled guilty to one count of wire fraud in violation of 18 U.S.C. § 1349, and a sentencing hearing is presently set in this matter for July 22, 2013. Mr. Myers's bond is presently set at \$150,000 secured by his signature and his travel is restricted to the Districts of

1 Hawaii, where he resides, and the Northern and Eastern Districts of California. Mr. Myers has  
2 complied with his pretrial release conditions as ordered since his release.

3 Mr. Myers's elderly mother in law resides in Arizona and his daughter lives in the  
4 Central District of California. Mr. Myers respectfully request that the Court modify his pretrial  
5 release conditions to permit him to visit his daughter and mother in law. Counsel for Mr. Myers  
6 has consulted with government counsel, and Mr. Myers's Pretrial Services Officer, Ladreena  
7 Walton, and neither object to the proposed modification.

8 Accordingly, the parties stipulate and agree that Mr. Myers 's pretrial release conditions  
9 may be modified to permit his travel to the Central District of California and the District of  
10 Arizona, as permitted by Pretrial Services, with all other conditions to remain in effect.

11 It is so stipulated.

12 Date: February 14, 2013

13 \_\_\_\_\_ /S/  
14 VARELL L. FULLER  
Assistant Federal Public Defender

15 Date: February 14, 2013

16 \_\_\_\_\_ /S/  
17 TIMOTHY J. LUCEY  
Assistant United States Attorney

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20 [proposed] ORDER

21 GOOD CAUSE APPEARING, pursuant to the stipulation of the parties, IT IS HEREBY  
22 ORDERED that the conditions of release previously set in this matter are modified to permit  
23 Lloyd Myers to travel to the Central District of California and the District of Arizona, as  
24 permitted by Pretrial Services. All other conditions are to remain in effect.

25 IT IS SO ORDERED.  
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Dated: 2-14-13

27 Paul S. Grewal  
HONORABLE PAUL S. GREWAL  
United States Magistrate Judge